

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
TEXARKANA DIVISION

GERRY LYNN DAVIS, JR.

PLAINTIFF

v.

Case No. 4:19-cv-4014

DEPUTY GARY DORMAN, Hempstead County
Sheriff; JUSTIN HUGHES, Jail Administrator,
Nevada County Detention Facility; OFFICER
DREW RATHER, Jailer Nevada County
Detention Facility; TOMI HASH; REYN BROWN;
and CODY FERGERSON.

DEFENDANTS

ORDER

Before the Court is the Amended Report and Recommendation¹ filed May 4, 2020, by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (ECF No. 90). Judge Bryant recommends that the Court grant Defendant Ferguson's Motion for Summary Judgment. (ECF No. 69).

Plaintiff has not filed objections to the Report and Recommendation, and the time to object has passed. *See* 28 U.S.C. § 636(b)(1). The Court finds no clear error warranting a departure from Judge Bryant's recommendation. Therefore, the Court adopts the Amended Report and Recommendation (ECF No. 90) *in toto*. Defendant Ferguson's Motion for Summary Judgment (ECF No. 69) should be and hereby is **GRANTED**. Accordingly, Plaintiff's claims against Defendant Ferguson are hereby **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED, this 1st day of June, 2020.

/s/ Susan O. Hickey
Susan O. Hickey
Chief United States District Judge

¹ The original Report and Recommendation addressed Plaintiff's official capacity claims against Defendant Ferguson. These claims had been previously dismissed. (ECF No. 48). The instant Amended Report and Recommendation was entered to address this oversight.